

Request to Take up House Bill 187

Senator Shivers asked unanimous consent of the Senate that the regular order of business be suspended to take up H. B. No. 187 on its second reading and passage to third reading.

The President Pro Tempore announced there was objection to the request.

Adjournment

Senator Mauritz moved that the Senate adjourn until 10:00 o'clock a. m. tomorrow.

Senator Van Zandt moved that the Senate recess to 2:00 o'clock p. m. today.

Senator Metcalfe moved that the Senate recess until 10:00 o'clock a. m. tomorrow.

Question first recurring on the motion to adjourn, yeas and nays were demanded.

The motion prevailed by the following vote:

Yeas—19

Beck	Mauritz
Cotten	Moffett
Fain	Ramsey
Formby	Shivers
Graves	Stone
Hazlewood	Vick
Isbell	Weinert
Lanning	Winfield
Lovelady	York
Martin	

Nays—8

Aikin	Metcalfe
Brownlee	Moore
Chadick	Sulak
Lemens	Van Zandt

Absent

Kelley

Absent—Excused

Hill	Spears
Smith	

The Senate, accordingly, at 12:30 o'clock p. m., adjourned until 10:00 o'clock a. m. tomorrow.

EIGHTY-FOURTH DAY

(Tuesday, July 1, 1941)

The Senate met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by President Stevenson.

The roll was called, and the following Senators were present:

Aikin	Martin
Beck	Mauritz
Brownlee	Metcalfe
Chadick	Moffett
Cotten	Moore
Fain	Ramsey
Formby	Shivers
Graves	Stone
Hazlewood	Sulak
Isbell	Van Zandt
Kelley	Vick
Lanning	Weinert
Lemens	Winfield
Lovelady	York

Absent—Excused

Hill	Spears
Smith	

A quorum was announced present.

Rev. S. B. Culpepper, Chaplain, offered the invocation.

On motion of Senator Aikin and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

Leaves of Absence Granted

Senator Spears was granted leave of absence for today on account of important business, on motion of Senator Graves.

Senator Hill was granted leave of absence for today on account of important business, on motion of Senator Stone.

Senator Smith was granted leave of absence for today on account of important business, on motion of Senator Moffett.

Motion to Reconsider Vote on House Bill 1047

Senator Mauritz moved to reconsider the vote by which H. B. No. 1047 was passed on yesterday and to recall the bill from the House, and he asked to have the motion to reconsider spread upon the Journal.

Senate Bill 506 on Second Reading

On motion of Senator Graves and by unanimous consent, the regular order of business was suspended to permit consideration of S. B. No. 506 at this time.

The President laid before the Senate on its second reading and passage to engrossment:

S. B. No. 506, A bill to be entitled "An Act to amend Section 1 of Chapter 88, page 189, Special Laws, Forty-second Legislature, Regular Session, 1931, as amended by S. B. No. 369, Acts of the Regular Session of the Forty-seventh Legislature, 1941, (Article 5188a, Revised Civil Statutes of Texas) to empower and authorize counties having a population of not less than three hundred ninety thousand (390,000), and not more than five hundred thousand (500,000), according to the last preceding Federal Census, and containing a city having a population of not less than two hundred ninety thousand (290,000), and not more than three hundred fifty thousand (350,000), according to the last preceding Federal Census, jointly with such city to establish, own and operate a parental home and school for the training of dependent and delinquent youth resident of that county or city; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 506 on Third Reading

Senator Graves moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 506 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Lemens
Beck	Lovelady
Brownlee	Martin
Chadick	Mauritz
Cotten	Metcalf
Fain	Moffett
Formby	Moore
Graves	Ramsey
Hazlewood	Shivers
Isbell	Stone
Kelley	Sulak
Lanning	Van Zandt

Vick
Weinert

Winfield
York

Absent—Excused

Hill
Smith

Spears

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—28

Aikin	Martin
Beck	Mauritz
Brownlee	Metcalf
Chadick	Moffett
Cotten	Moore
Fain	Ramsey
Formby	Shivers
Graves	Stone
Hazlewood	Sulak
Isbell	Van Zandt
Kelley	Vick
Lanning	Weinert
Lemens	Winfield
Lovelady	York

Absent—Excused

Hill
Smith

Spears

Bill and Resolution Signed

The President signed in the presence of the Senate, after their captions had been read, the following enrolled bill and resolution:

S. B. No. 464, A bill to be entitled "An Act amending Article 4549, Chapter 9 of Title 71 of the Revised Civil Statutes of the State of Texas as amended; providing for notice and hearing before revocation or suspension of licenses; clarifying certain language; changing the word 'preceding' to 'this,' setting out the type of notice and hearing herein provided for; providing for the repeal of all laws and parts of laws in conflict with this Act, providing that if any Section, clause or provisions of this Act be held unconstitutional or invalid, it shall not affect the remaining portions; and declaring an emergency."

S. C. R. No. 85, Authorizing J. P. McKenzie to sue the State.

Message from the House

A messenger from the House was recognized to present the following message:

Hall of the House of Representatives,
Austin, Texas,
July 1, 1941.

Hon. Coke R. Stevenson, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

S. C. R. No. 86, Relative to sine die adjournment on Thursday, July 3, 1941 (as amended).

The House has reconsidered the vote by which the Conference Committee report on H. B. No. 166 was adopted and then refused to adopt the Conference Committee report and referred the bill back to Conference Committee for further consideration.

The House has appointed Mr. Dickson of Nolan as a conferee on H. B. No. 166 to replace Mr. Bullock.

Respectfully submitted,
E. R. LINDLEY,
Chief Clerk, House of Representatives.

Adjournment

On motion of Senator Brownlee, the Senate, at 10:20 o'clock a. m., adjourned until 10:00 o'clock a. m. tomorrow.

Record of Vote

Senator Sulak asked to be recorded as voting "nay" on the motion to adjourn.

EIGHTY-FIFTH DAY

(Wednesday, July 2, 1941)

The Senate met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by President Stevenson.

The roll was called, and the following Senators were present:

Aikin	Kelley
Beck	Lanning
Brownlee	Lemens
Chadick	Lovelady
Cotten	Martin
Fain	Mauritz
Formby	Metcalfe
Graves	Moffett
Hazlewood	Moore
Isbell	Ramsey

Shivers
Spears
Stone
Sulak

Van Zandt
Vick
Weinert
York

Absent—Excused

Hill
Smith

Winfield

A quorum was announced present.
Rev. S. B. Culpepper, Chaplain, offered the invocation.

On motion of Senator Aikin and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

Leaves of Absence Granted

Senator Hill was granted leave of absence for today on account of important business, on motion of Senator Sulak.

Senator Smith was granted leave of absence for today on account of important business, on motion of Senator Moffett.

Senator Winfield was granted leave of absence for today on account of important business, on motion of Senator Isbell.

Bills Signed

The President signed in the presence of the Senate, after their captions had been read, the following enrolled bills:

H. B. No. 188, A bill to be entitled "An Act amending Article 198 of the Revised Civil Statutes of the State of Texas, as amended by Acts of the Forty-sixth Legislature, 1939, page 148, Section 1, relating to, and designating the Supreme Judicial Districts of the State of Texas, by transferring Brown County from the Third Supreme Judicial District to the Eleventh Supreme Judicial District; providing that this Act shall not affect the jurisdiction of the Court of Civil Appeals for the Third Supreme Judicial District in cases appealed from Brown County in which the transcript shall have been filed in said court prior to the date this Act takes effect; that in all cases from Brown County in which appeal or writ of error has been perfected, but the transcript not filed in the Court of Civil Appeals for the Third Supreme Judicial District prior to the effective date of this Act, the record of such case or cases shall be filed in the Court of Civil Appeals for the